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\*Admitted only in Maryland  
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\*Admitted only in Texas  
\*Practice Limited to  
Federal Agencies

November 4, 2002

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Commissioner for Patents  
Washington, D.C. 20231

Art Unit 1635

**RECEIVED**

NOV 07 2002

TECH CENTER 1600/2900

Re: U.S. Utility Patent Application  
Appl. No. 09/275,883; Filed: March 25, 1999  
For: **Inducible Alphaviral Gene Expression System**  
Inventors: RENNER *et al.*  
Our Ref: 1700.0020001/JAG/EEF/FRC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Fee Transmittal Form (PTO/SB/17);
2. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
3. Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences - Large Entity;
4. Amendment and Reply Under 37 C.F.R. § 1.116 along with Exhibit 1;
5. Our check no. **37220** in the amount of **\$1,384.00** to cover the following fees:  
\$920.00 - Extension of Time;  
\$144.00 - Extra Claims; and  
\$320.00 - Notice of Appeal; and
6. Return postcard.

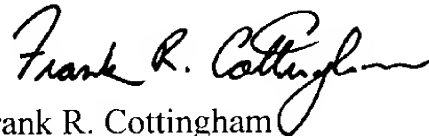
Commissioner for Patents  
November 4, 2002  
Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

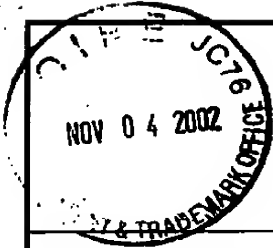
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Frank R. Cottingham  
Attorney for Applicants  
Registration No. 50,437

FRC/pcd  
Enclosures

::ODMA\MHODMA\SKGF\_DC1;71598:1



# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\$) <b>1,384.00</b>	<b>Complete if Known</b>
		Application Number

09/275,883
Filing Date
March 25, 1999
First Named Inventor
Wolfgang A. Renner
Examiner Name
Schnizer, R.
Group Art Unit
1635
Attorney Docket No.
1700.0020001/JAG/EEF/FRC

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																																																																																																																																			
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number: 19-0036</p> <p>Deposit Account Name: Sterne, Kessler, Goldstein &amp; Fox P.L.L.C.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1"><thead><tr><th>Large</th><th>Entity</th><th>Small</th><th>Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee paid</th></tr></thead><tbody><tr><td>105</td><td>130</td><td>205</td><td>65</td><td></td><td></td><td></td><td></td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>127</td><td>50</td><td>227</td><td>25</td><td></td><td></td><td></td><td></td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>139</td><td>130</td><td>139</td><td>130</td><td></td><td></td><td></td><td></td><td>Non-English specification</td><td></td></tr><tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td></td><td></td><td></td><td></td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr><tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td></td><td></td><td></td><td></td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td></td><td></td><td></td><td></td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>110</td><td>215</td><td>55</td><td></td><td></td><td></td><td></td><td>Extension for reply within first month</td><td></td></tr><tr><td>116</td><td>400</td><td>216</td><td>200</td><td></td><td></td><td></td><td></td><td>Extension for reply within second month</td><td></td></tr><tr><td>117</td><td>920</td><td>217</td><td>460</td><td></td><td></td><td></td><td></td><td>Extension for reply within third month</td><td>920.00</td></tr><tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td></td><td></td><td></td><td></td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td></td><td></td><td></td><td></td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>119</td><td>320</td><td>219</td><td>160</td><td></td><td></td><td></td><td></td><td>Notice of Appeal</td><td>320.00</td></tr><tr><td>120</td><td>320</td><td>220</td><td>160</td><td></td><td></td><td></td><td></td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>280</td><td>221</td><td>140</td><td></td><td></td><td></td><td></td><td>Request for oral hearing</td><td></td></tr><tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td></td><td></td><td></td><td></td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>140</td><td>110</td><td>240</td><td>55</td><td></td><td></td><td></td><td></td><td>Petition to revive - unavoidable</td><td></td></tr><tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td></td><td></td><td></td><td></td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td></td><td></td><td></td><td></td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>143</td><td>460</td><td>243</td><td>230</td><td></td><td></td><td></td><td></td><td>Design issue fee</td><td></td></tr><tr><td>144</td><td>620</td><td>244</td><td>310</td><td></td><td></td><td></td><td></td><td>Plant issue fee</td><td></td></tr><tr><td>122</td><td>130</td><td>122</td><td>130</td><td></td><td></td><td></td><td></td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>123</td><td>130</td><td>123</td><td>130</td><td></td><td></td><td></td><td></td><td>Petitions related to provisional applications</td><td></td></tr><tr><td>126</td><td>180</td><td>126</td><td>180</td><td></td><td></td><td></td><td></td><td>Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>581</td><td>40</td><td>481</td><td>40</td><td></td><td></td><td></td><td></td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>146</td><td>740</td><td>246</td><td>370</td><td></td><td></td><td></td><td></td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>149</td><td>740</td><td>249</td><td>370</td><td></td><td></td><td></td><td></td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td>179</td><td>740</td><td>279</td><td>370</td><td></td><td></td><td></td><td></td><td>Request for Continued Examination (RCE)</td><td></td></tr><tr><td>169</td><td>900</td><td>169</td><td>900</td><td></td><td></td><td></td><td></td><td>Request for expedited examination of a design application</td><td></td></tr></tbody></table>		Large	Entity	Small	Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee paid	105	130	205	65					Surcharge - late filing fee or oath		127	50	227	25					Surcharge - late provisional filing fee or cover sheet		139	130	139	130					Non-English specification		147	2,520	147	2,520					For filing a request for <i>ex parte</i> reexamination		112	920*	112	920*					Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*					Requesting publication of SIR after Examiner action		115	110	215	55					Extension for reply within first month		116	400	216	200					Extension for reply within second month		117	920	217	460					Extension for reply within third month	920.00	118	1,440	218	720					Extension for reply within fourth month		128	1,960	228	980					Extension for reply within fifth month		119	320	219	160					Notice of Appeal	320.00	120	320	220	160					Filing a brief in support of an appeal		121	280	221	140					Request for oral hearing		138	1,510	138	1,510					Petition to institute a public use proceeding		140	110	240	55					Petition to revive - unavoidable		141	1,280	241	640					Petition to revive - unintentional		142	1,280	242	640					Utility issue fee (or reissue)		143	460	243	230					Design issue fee		144	620	244	310					Plant issue fee		122	130	122	130					Petitions to the Commissioner		123	130	123	130					Petitions related to provisional applications		126	180	126	180					Submission of Information Disclosure Stmt		581	40	481	40					Recording each patent assignment per property (times number of properties)		146	740	246	370					Filing a submission after final rejection (37 CFR 1.129(a))		149	740	249	370					For each additional invention to be examined (37 CFR 1.129(b))		179	740	279	370					Request for Continued Examination (RCE)		169	900	169	900					Request for expedited examination of a design application	
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<p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other*</p> <p>*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.</p>																																																																																																																																																																																																																																																																																																					
<p><b>FEE CALCULATION</b></p> <p>1. BASIC FILING FEE</p> <table border="1"><thead><tr><th>Large Fee Code</th><th>Entity Fee (\$)</th><th>Small Fee Code</th><th>Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>101</td><td>740</td><td>201</td><td>370</td><td>Utility filing fee</td><td></td></tr><tr><td>106</td><td>330</td><td>206</td><td>165</td><td>Design filing fee</td><td></td></tr><tr><td>107</td><td>510</td><td>207</td><td>255</td><td>Plant filing fee</td><td></td></tr><tr><td>108</td><td>740</td><td>208</td><td>370</td><td>Reissue filing fee</td><td></td></tr><tr><td>114</td><td>160</td><td>214</td><td>80</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="5">SUBTOTAL (1) (\$)</td><td></td></tr></tbody></table>		Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	101	740	201	370	Utility filing fee		106	330	206	165	Design filing fee		107	510	207	255	Plant filing fee		108	740	208	370	Reissue filing fee		114	160	214	80	Provisional filing fee		SUBTOTAL (1) (\$)																																																																																																																																																																																																																																																															
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SUBTOTAL (2) (\$)				144.00																																																																																																																																																																																																																																																																																																	
<p>** or number previously paid, if greater; For Reissues, see above</p>																																																																																																																																																																																																																																																																																																					
		<p>Other fee (specify) :</p> <p>Other fee (specify) :</p> <p>*Reduced by Basic Filing Fee Paid</p> <p>SUBTOTAL (3) (\$) 1,240.00</p>																																																																																																																																																																																																																																																																																																			

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Frank R. Cottingham	Registration No. (Attorney/Agent)	50,437
Signature	<i>Frank R. Cottingham</i>	Telephone	202-371-2600
		Date	NOV. 4, 2002